

## CONSERVATORSHIP CALENDAR NOTES

August 21, 2020

10:00 AM, Department 40

Placer County Superior Court

All current local court COVID-19 information is at <http://www.placer.courts.ca.gov/general-covid-19.shtml>. In particular, please note:

Local Rule 10.28, "Remote Appearances—COVID-19 State of Emergency Temporary Rule," enacted April 6, 2020, requires remote telephone appearances for most court hearings. See Local Rule 10.28 for more details.

Local Rule 10.27, "eDelivery," requires electronic filing of documents by attorneys and represented parties. *Due to possible delays in processing new filings, it is recommended all papers be filed at the earliest opportunity.*

These calendar notes are provided pursuant to Local Rule 80.1.4 for the conservatorship calendar set for hearing **August 21, 2020, 10:00 AM, in Department 40**, Commissioner Glenn M Holley, presiding. Pursuant to Local Rule 80.1.4, these calendar notes are **not** a tentative ruling on the merits of any matter before the court.

Updated notes may be posted at any time. Notes will generally be updated the court day prior to the hearing. Staff may respond to limited questions concerning calendar notes; however, court staff may not give legal advice to parties or attorneys. Messages may be left for the Office of Legal Research at (916) 408-6119.

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**1. S-PR-0007187 Oppenheim, Patricia G. - In Re the Conservatorship of**

Second conservatorship account is recommended for approval as prayed.

**2. S-PR-0009046 Kilmer, Beatrice A.; In re conservatorship of**

Petition for fees / reimbursement (K Heuser)

The petition for fees / reimbursement is recommended for approval as prayed to the extent the assets of the estates are available to pay the requested fees / reimbursement.

First & final conservatorship account; first trust account

First & final conservatorship account and first trust account are recommended for approval as prayed.

Petition for attorney fees (Vlautin)

Petition for attorney fees is recommended for approval as prayed.

**3. S-PR-0009687 Lundberg, Ingrid - In Re the Conservatorship of**

Appearance is required for hearing on petition for appointment of successor conservator of the person.

Missing 15 days' personal service of citation with copy of the petition to conservatee.

Missing statement of private fiduciary conservator proposed fee rates, Prob.C. § 1821(c)(1).

Clarification is needed: petitioner alleges conservatee was previously determined to lack capacity to make medical decisions (Petition, ¶ 9c), giving conservator powers under § 2355(a). It is unclear why a § 2354 / 2357 order is additionally requested.

Missing response by counsel for conservatee.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

**4. S-PR-0010095 Foley, Catherine- In re the Conservatorship of**

No appearance is required. No competing conservatorship petition was filed and this hearing should be dropped from calendar.

**5. S-PR-0010358 Rivard, Paul T; In re conservatorship of**

Appearance is required for hearing on petition for appointment of conservator of the person and estate.

Missing pages 2-3 of mandatory Judicial Council form capacity declaration, including required doctor initials at ¶ 7b (to support medical decisional authority). Note that Attachment GC-335A does not support secure-perimeter placement.

Missing appointment of counsel for respondent and appearance / response by counsel. Appointment of counsel is mandatory. Petitioner was required to request appointment of counsel upon filing the petition, Local Rule 80.3.2.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

**6. S-PR-0010374 Armento, Gary Wayne - In Re Conservatorship of**

In light of the death of respondent, this matter should be dropped from calendar.